IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O.O.C.J.
Arbitration Application No.76 of 2005

Vijay B. Kohli Applicant

Vs.

Union of India Respondent

Ms.Shilpa Kapil for applicant.
Mr.T.J.Pandya for respondent.

CORAM: B.H.MARLAPALLE, J.

February 17, 2006.

P.C.

. An arbitral tribunal was constituted between the parties by this Court in Arbitration Application No.211 of 2003 by the order dated 10-11-2003 and the said proceedings came to be terminated by the further order dated 17th January 2005 passed in Arbitration Petition No.523 of 2004 on the ground that not a single meeting of the arbitral tribunal was held till then. Hence this fresh application under section 11 of the Arbitration and Conciliation Act, 1996.

. The respondent has filed an affidavit-in-reply and suggested the following four names out of which one could be chosen by the applicant and another by the respondent whereas from the remaining two one could be considered for appointment of the presiding

arbitrator:

(1) Mr.C.A. Ambere, Dy.CE (TM)

(2) Mr.S.K. Gupta, Dy.CE (C)/MTP)JNJ

(3) Mr.G.R.Shetty, Dy.FA & CAO (C&P)

(4) Mr.R.P.Khade, Dy.CMM (CIII)

. Accordingly the applicant has selected Mr.R.P. Khade, Dy.CMM (CIII) as its nominee whereas the respondent has selected Mr.G.R. Shetty, Dy.FA & CAO (C&P) as its nominee. Hence by consent of the parties following arbitral tribunal is hereby constituted:

(1) Mr.C.A.Ambere, Dy.CE (TM), the Presiding Arbitrator.

(2) Mr.G.R.Shetty, Dy.FA & CAO (C&P), representative of the railways.

(3) Mr.R.P.Khade, Dy.CMM (CIII), representative of the contractor.

. In the peculiar circumstances of this case it

is further directed that the arbitral proceedings shall commence within three weeks from today and they should be completed as expeditiously as possible but in any case by 31st May 2006.

. The application is disposed off in terms of the above directions.

(B.H.MARLAPALLE,J.)